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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES	Docket Number (Optional) P2807

| I hereby certify that this correspondence is being deposited as "Express Mail" with the United States Postal Service addressed to "Commissioner for Patents, Alexandria, VA 22313-1450" on __May 30, 2003__

Signature: _____

Typed/printed name __Kent A. Lembke__ | In re Application of: David Phillip Tong
Application Number: 09/546,993
Filed: April 11, 2000
For: **METHOD AND COMPUTER PROGRAM PRODUCT FOR REDUCING COLORMAP FLASHING**
Group Art Unit: 2768
Examiner: F. FOULADI SEMNANI |

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) $__320.00__.

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: $_____.

☒ A check in the amount of the fee is enclosed.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1123. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

I am the
☐ applicant/inventor.
☐ assignee of record of the entire interest.
   See 37 CFR 3.71. Statement Under
   37 CFR 3.73(b) is enclosed.
☒ attorney or agent of record.
☐ attorney or agent acting under 37 CFR 1.34(a).
   registration number if acting under 37 CFR 1.34(a) _____.

Signature

Kent A. Lembke
Typed or printed name

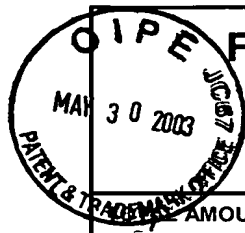5/30/03
Date

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JUN 0 4 2003

Technology Center 2600

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.

05/03/2003 JADD01   00000017 09546993
01 FC:1401   320.00 OP

\\\BO - 80168/0210 - 152802 v1

FEE TRANSMITTAL
for FY 2003

AMOUNT OF PAYMENT ($) | **($)320.00**

Complete if Known

Application Number	09/546,993
Filing Date	April 11, 2000
First Named Inventor	David P. TONG
Examiner Name	F. Fouladi Semnani
Group / Art Unit	2672
Attorney Docket No.	P2807

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number: 50-1123

Deposit Account Name: Hogan & Hartson L.L.P.

☒ Charge Any Additional Fee Required Under 37 CFR § § 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ **Payment Enclosed:**

☒ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code	Fee ($)	Small Entity Fee Code	Fee ($)	Fee Description	Fee Paid
1001	750	2001	375	Utility Filing Fee	
1006	330	2006	165	Design filing fee	
1007	520	2007	260	Plant filing fee	
1008	750	2008	375	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) ($)0.00

2. EXTRA CLAIM FEES

		Extra Claims	Fee from below	Fee Paid
Total Claims		-20**=	X =	0
Independent Claims		-3**= 1	X =	0
Multiple Dependent			=	0

**or number previously paid, if greater; For Reissues, see below*

Large Entity Fee Code	Fee ($)	Small Entity Fee Code	Fee ($)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) ($)0.00

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Fee ($)	Small Entity Fee Code	Fee ($)	Fee Description	Fee Paid
105	130	205	65	Surcharge – late filing fee or oath	
127	50	227	25	Surcharge – late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	410	216	205	Extension for reply within second month	
117	930	217	465	Extension for reply within third month	
118	1,450	218	725	Extension for reply within fourth month	
128	1,970	228	985	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	320.00
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive – unavoidable	
141	1,300	241	650	Petition to revive – unintentional	
142	1,300	242	650	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	630	244	315	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	750	246	375	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	750	249	375	For each additional invention to be examined (37 CFR §1.129(b))	
179	750	279	375	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Fling Fee Paid **SUBTOTAL (3)** ($)320.00

SUBMITTED BY Complete (if applicable)

Name (Print/Type)	Registration No. (Attorney/Agent)	Telephone
Kent A. Lembke	44,866	(720) 406-5378

Signature	Date
	5/30/03

\\\BO - 80168/0210 - 150879 v1

A F/2700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David P. TONG

Serial No. 09/546,993

Filed: April 11, 2000

For: METHOD AND COMPUTER
PROGRAM PRODUCT FOR
REDUCING COLORMAP
FLASHING

Examiner: F. FOULADI SEMNANI

Art Unit: 2672

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JUN 0 4 2003

Technology Center 2600

CERTIFICATE OF MAILING BY EXPRESS MAIL

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned hereby certifies that the following documents:

- Notice of Appeal
- Fee Transmittal with check in the amount of $320.00
- Certificate of Mailing by Express Mail
- Return Receipt Postcard

relating to the above application, were deposited as "Express Mail", Mailing Label
No. EV322526468US with the United States Postal Service, addressed to The
Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on May 30,
2003.

5/30/03
_____
Date

5/30/03
_____
Date

_____
Mailer

_____
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